



IAP15 Rec'd PCT/PTO 06 SEP 2006

PET 181642

PATENT

Attorney Docket 056291-5272

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Anders Magnusson et al.**) Confirmation No. **3009**
Application No. **10/516,420**) Group Art Unit: **1615**
Filed: **November 29, 2004**) Examiner: **Eric E. Silverman**
For: **Modified Release Pharmaceutical Formulation**) Date: September 6, 2006

U.S. Patent and Trademark Office
Customer Service Window, **Mail Stop Amendment**
Randolph Building
401 Dulany Street
Alexandria, VA 22314

TRANSMITTAL FORM

- Transmitted herewith is an Amendment and Response Under 37 C.F.R. 1.111 in response to the non-final Office Action dated March 6, 2006.
- Extension of Time: The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply. Applicants petition for a three-month extension of time from June 6, 2006 to September 6, 2006, the fee for which is **\$1,020.00** as set out in 37 C.F.R. 1.17(a). If Applicants have inadvertently overlooked the need for an additional extension of time, please consider this a petition therefore. The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.
- Fee Calculation (37 C.F.R. 1.16):

CLAIMS AS AMENDED						
	Remaining		Previously Paid	Extra	Rate	Total Fees
Total Claims	23	minus	20	3	\$50.00 each=	150.00
Independent Claims	1	minus	3	0	\$200.00 each=	0.00
First presentation of Multiple dependent claim					\$360.00	0.00
Sub-total =						150.00
Reduction by 1/2 for filing by a small entity						0.00
Total Fee =						\$150.00

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01 FC:1615 150.00 DA
02 FC:1253 1020.00 DA

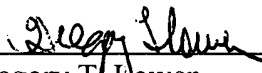
- Additional Papers Submitted:
 - Information Disclosure Statement Under 37 C.F.R. 1.97(c)
 - Form PTO-1449 (3 pages)

(iii) Copy of 62 documents (two boxes)

5. Fee Payment: The Commissioner is hereby authorized to charge **\$1,350.00** to Deposit Account No. 50-0310 for payment of the Three-Month Extension of Time Fee (\$1,020.00), the additional total claims fee (\$150.00) and the Information Disclosure Statement Fee (\$180.00).
6. Constructive Petition: **Except** for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. 1.136(a)(3).

Dated: **September 6, 2006**
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Respectfully submitted,
Morgan, Lewis & Bockius LLP



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